

# STATE OF MISSOURI DEPARTMENT OF INSURANCE

IN THE MATTER OF:		)	
	Kenneth J. Alexander	) Case No. 06A00001	Case No. 06A000017
	Applicant.	)	
Serve	at:	)	
	21042 Andover Lane Kildeer IL 60047	) ) )	

## REFUSAL TO ISSUE INSURANCE PRODUCER LICENSE

On February 3, 2006, Kathyrn Turner, as senior counsel for the Investigations Section of the Division of Consumer Affairs, submitted a petition to the Director alleging cause for refusing to issue the insurance producer license of Kenneth J. Alexander ("Applicant"). After reviewing the petition, and the investigative report, the Director issues the following findings of fact, conclusions of law and summary order:

#### **FINDINGS OF FACT**

- 1. Applicant, Kenneth J. Alexander, is an Illinois resident with an address of 21042 Andover Lane, Kildeer Illinois 60047.
- 2. On December 12, 2005, the Missouri Department of Insurance received the Insurance Producer Application of Applicant.
- 3. Question 39-2. of the Application asks,

Have you or any business in which you are or were an owner, partner, officer or director ever been involved in an administrative proceeding regarding any professional or occupational license?

"Involved" means having a license censured, suspended, revoked...

- 4. Applicant checked the "No" answer to this question.
- On July 10, 2003, the Department of Financial Services of the State of Florida, having regulatory authority over the licensing of insurance agents, revoked Applicant's license pursuant to a Consent Order.
- On March 4, 2004, the State Corporation Commission of the Commonwealth of Virginia, having regulatory authority over the licensing of insurance agents, suspended Applicant's license for 2 years.
- 7. This order is in the public interest.

# **CONCLUSIONS OF LAW**

8. Section 375.141.1 RSMo Cum Supp 2004 provides:

The director may suspend, revoke, refuse to issue or refuse to renew an insurance producer license for any one or more of the following causes:

- (1) Intentionally providing materially incorrect, misleading, incomplete or untrue information in the license application; [or] .....
- (9) Having an insurance producer license, or its equivalent...suspended or revoked in any other state...
- Applicant had his insurance agent license, which is equivalent to an insurance producer license, revoked by the State of Florida, a ground for refusal under Section 375.141.1(9) RSMo Cum Supp 2004.
- Applicant had his insurance agent license, which is equivalent to an insurance producer license, suspended by the Commonwealth of Virginia, a ground for refusal under Section 375.141.1(9) RSMo Cum Supp 2004.
- 11. Applicant intentionally provided materially incorrect, misleading, incomplete and untrue information by answering "no" in response to question 39-2 in the license application, which asked whether the applicant had ever been involved in an administrative proceeding regarding a professional or occupational license, a ground for refusal under Section 375.141.1(1) RSMo Cum Supp 2004.

12. This order is in the public interest.

#### <u>ORDER</u>

IT IS THEREFORE ORDERED that the issuance of the insurance producer license of Applicant Kenneth J. Alexander is hereby summarily REFUSED.

SO ORDERED.

WITNESS MY HAND THIS 10 th DAY OF Feb. , 2006

W. DALE FINKE DIRECTOR

DOUGLAS M. OMMEN DEPUTY DIRECTOR GENERAL COUNSEL

#### NOTICE

# TO: Applicant and any unnamed persons aggrieved by this Order:

You may request a hearing in this matter. You may do so by filing a complaint with the Administrative Hearing Commission of Missouri, P.O. Box 1557, Jefferson City, Missouri within thirty (30) days after the mailing of this notice pursuant to Section 621.120 RSMo.

### CERTIFICATE OF SERVICE

I hereby certify that on this <u>forbruary</u>, 2006, a copy of the foregoing notice, order and petition was served upon the Applicant in this matter by certified mail.

Karen Crutchfield

Senior Office Support Staff